

# UTILITY PATENT APPLICATION TRANSMITTAL

Our Docket No.: **C514.12-0004**

Date: **July 14, 2003**

First Named Inventor: **Uchenna N. Chukwu**

Title: **VEGETABLE PROCESSING**

Express Mail No.: **EV302260182US**

21908 U.S. PRO  
10/619403  
07/14/03

## APPLICATION ELEMENTS

ADDRESS TO: **Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

1. ☒ Fee Calculation Sheet  
(Submit an original and a duplicate for fee processing)

2. ☒ Applicant claims small entity status

3. ☒ Specification Total Pages **[41]**

- Descriptive title of the invention
- Cross References to Related Applications
- Statement Regarding Fed. Sponsored R&D
- Reference to Microfiche Appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claims
- Abstract of the Disclosure

4. ☐ Drawings (35 U.S.C. 113)

Total Sheets ☐

5. ☒ Oath or Declaration

Total Pages **[2]**

- a. ☒ Newly Executed (original or copy)
- b. ☐ Copy from a prior application (37 C.F.R. 1.63(d) - for continuation/divisional with Box 18 completed)

**[Mark Box 5 below]**

I. ☐ DELETION OF INVENTOR(S)

Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b)

6. ☒ Application Data Sheet. See 37 CFR 1.76.

- 7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
- 8. Nucleotide and/or Amino Acid Sequence Submission (If applicable, all necessary)
  - a. ☐ Computer Readable Copy (CRF)
  - b. Specification Sequence Listing on:
    - i. ☐ CD-ROM or CD-R (2 copies; or
    - ii. ☐ Paper
  - c. ☐ Statements verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

- 9. ☐ Assignment Papers (cover sheet & document(s))
- 10. ☐ 37 C.F.R. 3.73(b) Submission
- ☐ Power of Attorney
- 11. ☐ English Translation Document (if applicable)
- 12. ☐ Information Disclosure Statement with copies of Citations as necessary
- 13. ☐ Preliminary Amendment Total Pages ☐
- 14. ☒ Return Receipt Postcard (Should be specifically itemized)
- 15. ☐ Certified Copy of Priority document(s) (If foreign priority is claimed)
- 16. ☒ Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(i). Application must attach form PTO/SB/35 or its equivalent
- 17. ☐ Other

18. If a **CONTINUING APPLICATION**, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation

☐ Division

☒ Continuation-in-part (CIP) of prior Application No. **09/495,960**

Prior Application Information: Examiner **Keith D. Hendricks** Group Art Unit **1761**

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

ATTY NAME  
AND REG. NO.

**Uchenna N. Chukwu**  
**Reg. No. 52,747**

SIGNATURE:

*Uchenna Chukwu*

ADDRESS

**Kinney & Lange, P.A.**  
**THE KINNEY & LANGE BUILDING**  
**312 South Third Street**  
**Minneapolis, MN 55415-1002**

TELEPHONE

**(612) 339-1863**

FAX: **(612) 339-6580**

<b>FEE TRANSMITTAL</b> 17611 U.S. PRO 07/14/03		<b>Complete if Known</b>	
		Application No.	
		Filing Date	Herewith
		First Named Inventor	Uchenna N. Chukwu
		Group Art Unit	
		Examiner Name	
Total Amount of Payment \$580.00		Atty. Docket Number	C514.12-0004

<p><b>METHOD OF PAYMENT (Check One)</b></p> <p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fee required under 37 C.F.R. 1.16 and 1.17 and credit any over payments to Deposit Account No. 11-0982. Deposit Account Name: Kinney &amp; Lange, P.A. A duplicate copy of this communication is enclosed</p> <p>2. <input checked="" type="checkbox"/> Check Enclosed</p> <p style="text-align: center;"><b>FEE CALCULATION</b></p> <p><b>1. BASIC FILING FEE</b></p> <table style="width: 100%;"> <thead> <tr> <th>Large Entity Fee Code</th> <th>Large Entity Fee (\$)</th> <th>Small Entity Fee Code</th> <th>Small Entity Fee (\$)</th> <th>Fee Description</th> </tr> </thead> <tbody> <tr> <td>1001</td> <td>750</td> <td>2001</td> <td>375</td> <td><input checked="" type="checkbox"/> Utility Filing Fee</td> </tr> <tr> <td>1006</td> <td>330</td> <td>2006</td> <td>165</td> <td><input type="checkbox"/> Design Filing Fee</td> </tr> <tr> <td>1004</td> <td>750</td> <td>2004</td> <td>375</td> <td><input type="checkbox"/> Reissue Filing Fee</td> </tr> <tr> <td>1005</td> <td>160</td> <td>2005</td> <td>80</td> <td><input type="checkbox"/> Prov. Filing Fee</td> </tr> <tr> <td colspan="5" style="text-align: right;"><b>Subtotal (1) \$375</b></td> </tr> </tbody> </table> <p><b>2. EXTRA CLAIM FEES</b></p> <table style="width: 100%;"> <thead> <tr> <th></th> <th>Number Claims</th> <th>Prior**</th> <th>Extra</th> <th>Fee from Below</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>Total</td> <td>* -</td> <td>* =</td> <td>* X</td> <td>* =</td> <td>*</td> </tr> <tr> <td>Indep.</td> <td>* -</td> <td>* =</td> <td>* X</td> <td>* =</td> <td>*</td> </tr> <tr> <td colspan="6">Multiple Dependent Claims</td> </tr> </tbody> </table> <p>**Insert 3 and 20, or number previously paid if greater; Reissue see below</p> <table style="width: 100%;"> <thead> <tr> <th>Large Entity Fee Code</th> <th>Large Entity Fee (\$)</th> <th>Small Entity Fee Code</th> <th>Small Entity Fee (\$)</th> <th>Description</th> </tr> </thead> <tbody> <tr> <td>1202</td> <td>18</td> <td>2202</td> <td>9</td> <td>Claims in excess of 20</td> </tr> <tr> <td>1201</td> <td>84</td> <td>2201</td> <td>42</td> <td>Independent claims in excess of 3</td> </tr> <tr> <td>1203</td> <td>280</td> <td>2203</td> <td>140</td> <td>Multiple Dependent Claim</td> </tr> <tr> <td>1204</td> <td>84</td> <td>2204</td> <td>42</td> <td>Reissue Independent Claims Over Original Patent</td> </tr> <tr> <td>1205</td> <td>18</td> <td>2205</td> <td>9</td> <td>Reissue claims in excess of 20 and over original patent</td> </tr> <tr> <td colspan="5" style="text-align: right;"><b>Subtotal (2) \$0</b></td> </tr> </tbody> </table>	Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	1001	750	2001	375	<input checked="" type="checkbox"/> Utility Filing Fee	1006	330	2006	165	<input type="checkbox"/> Design Filing Fee	1004	750	2004	375	<input type="checkbox"/> Reissue Filing Fee	1005	160	2005	80	<input type="checkbox"/> Prov. 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Signature Uchenna N. Chukwu Reg. No. 52,747

Date 07/14/2003 Deposit Account No. 11-0982

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor : Uchenna N. Chukwu	
Appln. No. :	
Filed : Herewith	Group Art Unit:
Title : VEGETABLE PROCESSING	Examiner:
Docket No. : C514.12-0004	

**EXPRESS MAIL COVER SHEET**

Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SENT VIA EXPRESS MAIL**

Express Mail No.: EV302260182US

Sir:

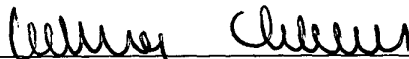
The following papers are being transmitted via **EXPRESS MAIL** to the U.S. Patent and Trademark Office on the date shown below:

1. Check in the Amount of \$580.00;
2. Utility Patent Application Transmittal;
3. Fee Transmittal;
4. Patent Application;
5. Petition to File Two-Month Extension of Time;
6. Express Abandonment Under 37 CFR 1.138;
7. Executed Declaration;
8. Application Data Sheet;
9. Request and Certification Under 35 U.S.C. 122(b)(2)(B)(i)(Non-publication Request)

Respectfully submitted,

KINNEY & LANGE, P.A.

Date: 07/14/2003

By 

Uchenna N. Chukwu, Reg. No. 52,747  
THE KINNEY & LANGE BUILDING  
312 South Third Street  
Minneapolis, MN 55415-1002  
Telephone: (612) 339-1863  
Fax: (612) 339-6580

EXPRESS ABANDONMENT UNDER 37 CFR 1.138		Docket Number C514.12-0004
In re Application of: Uchenna N. Chukwu		
Application No. : 09/495,960	Filed: April 1, 2002	
Title: VEGETABLE PROCESSING		
Group Art Unit:	Examiner: K. Hendricks	

To:  
Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I request that the above-identified application be expressly abandoned as of the filing date of this paper unless the box below is checked.

☒ I request that the above-identified application be expressly abandoned as of the filing date accorded the continuing application filed herewith.

NOTE: A paper requesting express abandonment of an application is not effective unless and until an appropriate Office official recognizes the paper, MPEP 711.01.

I am the:

- ☐ Applicant.
- ☐ Assignee of record of the entire interest.
- ☐ Attorney or Agent of record.
- ☒ Attorney or agent acting under 37 CFR 1.34(a) (May act only if the box above, stating that the application is expressly abandoned in favor of a continuing application, is checked.) Attorney or agent registration number if acting under 37 CFR 1.34(a): Reg. No.: 52,747

Uchenna N. Chukwu  
Uchenna N. Chukwu

Date: 07/14/2003

<b>REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i) (Nonpublication Request)</b>	First Named Inventor	Uchenna N. Chukwu
	Title:	VEGETABLE PROCESSING
	Atty Docket Number	C514.12-0004

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

07/14/2003

Date

Uchenna N. Chukwu

Signature

Uchenna N. Chukwu, Reg. No. 52,747

This request must be signed in compliance with 37 C.F.R. 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**